

PROCEEDINGS OF THE COMMON COUNCIL  
IN SPECIAL ~~SESSION~~  
THURSDAY, FEBRUARY 23 19 84

meeting

CITY OF FORT WAYNE, INDIANA  
JOURNAL OF THE PROCEEDINGS  
OF THE COMMON COUNCIL

THE COMMON COUNCIL OF THE CITY OF FORT WAYNE MET IN THE  
COUNCIL CHAMBERS Thursday EVENING February 23 A.D., 1984,  
IN Special SESSION. PRESIDENT Ben A. Eisbart  
IN THE CHAIR, COUNCIL ATTORNEY Stanley A. Levine, AND  
Sandra E. Kennedy CLERK, AT THE DESK, PRESENT THE FOLLOWING  
MEMBERS VIZ:

BRADBURY Present, BURNS Present, EISBART Present,  
GIAQUINTA Present, HENRY Present, REDD Present,  
SCHMIDT Absent, STIER Present, TALARICO Present,

ABSENT: \_\_\_\_\_

COUNCILMAN: \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_,

THE INVOCATION WAS GIVEN BY \_\_\_\_\_

THE MINUTES OF THE LAST REGULAR \_\_\_\_\_, 19\_\_\_\_,

\_\_\_\_\_, 19\_\_\_\_,

SPECIAL , 19 ,

SESSION HAVING BEEN DELIVERED TO THE COUNCIL, WERE, ON MOTION, APPROVED  
AND PUBLISHED.



# The City of Fort Wayne

February 23, 1984

GENTLEMEN AND MRS. BRADBURY:

For your consideration this evening at this special session of City Council, you are being asked to review and ratify a memorandum of understanding which is intended to ensure the continuation of the highest quality Parks and Recreation services to the citizens of Fort Wayne.

This document has been developed with much effort and input from many concerned citizens and the administration. The testimony developed before the City Council in the past few weeks has been extremely beneficial in this process.

I fully recognize that a document of this nature may only be effective with the concurrence of both the administrative and legislative branches of city government. Therefore, your deliberation and insight at tonight's meeting is both necessary and appreciated.

It is hoped that positive action on the part of City Council this evening will bring to a close the debate and allow us jointly to proceed with the highest quality of Parks services in the City of Fort Wayne.

Sincerely,

Win Moses, Jr.  
Mayor



CALL, CONSENT AND WAIVER OF NOTICE OF A SPECIAL  
MEETING OF THE COMMON COUNCIL OF THE CITY OF  
FORT WAYNE, INDIANA TO BE HELD  
THURSDAY, FEBRUARY 23, 1984, 7:00 O'CLOCK P.M.  
COUNCIL CHAMBERS

WE, THE UNDERSIGNED, BEING ALL OF THE MEMBERS OF THE COMMON  
COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, DO HEREBY CALL A SPECIAL  
MEETING OF SAID COUNCIL TO BE HELD ON THURSDAY, FEBRUARY 23, 1984,  
AT 7:00 O'CLOCK P.M., E.S.T., AND JOINTLY AND SEVERALLY  
WAIVE NOTICE OF THE TIME, PLACE AND PURPOSE OF SAID MEETING AND CONSENT  
THAT SAME BE HELD ON THE AFORESAID DATE FOR THE PURPOSE OF  
to consider a certain memorandum of understanding dealing with the  
Parks Department and to further consider a resolution dealing with  
same.

Ray - G. Gibson V

Mark E. Gault

Janet G. Bradbury

Paul R. Burns

Samuel J. Talarico

Mark B. Reed

James S. Stine

John P. Henry

DATED THIS

February 23, 1984

Sandra E. Kennedy

SANDRA E. KENNEDY, CITY CLERK

SEAL





# The City of Fort Wayne

## NOTICE OF A SPECIAL MEETING OF THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA

TO:

SUBJECT: Special Meeting called by the Mayor

I, Sandra E. Kennedy, Clerk of the City of Fort Wayne, do hereby notify you, the members of Common Council of the City of Fort Wayne, that Mayor Winfield C. Moses, Jr., has ordered me in my capacity as City Clerk to inform you that he is calling a Special Meeting to be held on Thursday, February 23, 1984, at 7:00 P.M., E.S.T., in the Council Chambers.

Pursuant to the laws of the State of Indiana, I hereby serve notice of time, place and purpose of said meeting. A copy of the communication requesting the special meeting is attached.

The purpose of the meeting is to consider a certain memorandum of understanding dealing with the Parks Department and to further consider a resolution dealing with same.

DATE OF MEETING - THURSDAY, FEBRUARY 23, 1984

TIME - 7:00 P.M., E.S.T.

PLACE - COUNCIL CHAMBERS - CITY-COUNTY BUILDING

  
Sandra E. Kennedy  
City Clerk



# The City of Fort Wayne

## Office of the Mayor

December 7, 1983

To the Common Council  
Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Today, December 7, 1983, I have approved the following ordinances and resolutions passed by the Common Council at its special meeting of December 6, 1983

(Bill No. A-83-11-26)

### APPROPRIATION ORDINANCE NO. A-16-83

AN ORDINANCE transferring and appropriating monies from the unappropriated and unobligated balance in the Corporation General Fund to the 1983 budgets of various general fund departments and reducing budgets of certain General Fund Departments to provide sufficient operating funds for the remainder of 1983

(Bill No. A-83-11-27)

### APPROPRIATION ORDINANCE NO. A-17-83

AN ORDINANCE appropriating monies into depleted accounts of the 1983 budgets of various funds and departments of the City, reducing the unappropriated and unobligated balance of the particular fund involved necessary to meet obligations for the remainder of 1983

(Bill No. R-83-11-08)

### RESOLUTION NO. R-110-83)

RESOLUTION OF THE CITY OF FORT WAYNE, INDIANA APPROVING THE ISSUANCE OF ECONOMIC DEVELOPMENT REVENUE BONDS FOR THE BENEFIT OF AVERY INTERNATIONAL CORPORATION

(Bill No. S-83-11-02)

### SPECIAL ORDINANCE NO. S-233-83

AN ORDINANCE AUTHORIZING THE ISSUANCE OF CITY OF FORT WAYNE, INDIANA



ECONOMIC DEVELOPMENT REVENUE BONDS IN THE AGGREGATE PRINCIPAL AMOUNT OF \$9,000,000 FOR THE PURPOSE OF FINANCING THE COST OF THE ACQUISITION, CONSTRUCTION AND INSTALLATION OF CERTAIN ECONOMIC DEVELOPMENT FACILITIES FOR THE BENEFIT OF AVERY INTERNATIONAL CORPORATION: AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AGREEMENT AND TRUST INDENTURE RELATING THERETO: APPROVING THE FORM OF A PROMISSORY NOTE, A LETTER OF CREDIT AGREEMENT AND A PLACEMENT MEMORANDUM IN CONNECTION THEREWITH. AND AUTHORIZING THE EXECUTION AND DELIVERY OF CERTAIN OTHER DOCUMENTS RELATING TO THE FOREGOING; AND FOR OTHER RELATED PURPOSES:

(Bill No. R-83-12-01)  
RESOLUTION NO. R-111-83

A RESOLUTION congratulating and commending Churbusco High School

(Bill No. R-83-12-02)  
RESOLUTION NO. R-112-83

A RESOLUTION congratulating and commending Bishop Luers High School

(Bill No. R-83-12-03)  
RESOLUTION NO. R-113-83

A RESOLUTION congratulating and commending Bishop Dwenger High School

(Bill No. S-83-11-01)  
(AS AMENDED)  
SPECIAL ORDINANCE NO. S-232-83

AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$770,000 AGGREGATE PRINCIPAL AMOUNT OF ECONOMIC DEVELOPMENT FIRST MORTGAGE REVENUE BONDS SERIES A (MARKET BUILDING COMPANY PROJECT) OF THE CITY OF FORT WAYNE, INDIANA, THE PROCEEDS OF WHICH SHALL BE LOANED TO MARKET BUILDING COMPANY TO ASSIST IN THE FINANCING OF AN ECONOMIC DEVELOPMENT FACILITY: PROVIDING FOR THE PLEDGE OF REVENUES FOR THE PAYMENT OF SUCH BONDS; AUTHORIZING A LOAN AGREEMENT, TRUST INDENTURE, BOND PURCHASE AGREEMENT AND ASSIGNMENTS APPROPRIATE FOR THE PROTECTION AND DISPOSITION OF SUCH REVENUES AND TO FURTHER SECURE SUCH BONDS: AND AUTHORIZING OTHER ACTIONS IN CONNECTION WITH THE ISSUANCE OF SUCH BONDS

Respectfully yours,



Win Moses, Jr  
Mayor





# The City of Fort Wayne

## Office of the Mayor

December 15, 1983

To the Common Council  
Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Today, December <sup>15</sup>13, 1983, I have approved the following ordinances and resolutions passed by the Common Council at its regular meeting of December 13, 1983.

(Bill No. S-83-11-11)  
SPECIAL ORDINANCE NO. S-234-83)

AN ORDINANCE approving Contract for the purchase of land by the Board of Aviation Commissioners

(Bill No. S-83-11-12)  
SPECIAL ORDINANCE NO. S-235-83)

AN ORDINANCE approving an Amendment to a Contract for engineering services

(Bill No. S-83-11-13)  
SPECIAL ORDINANCE NO. S-236-83

AN ORDINANCE approving Change Order #1, Res. #5976-83 - Hanna-Creighton VIII, Phase 2, with L.W. Dailey, Inc., in connection with the Board of Public Works

(Bill No. S-83-11-14)  
SPECIAL ORDINANCE NO. S-237-83

AN ORDINANCE approving City Utilities Blanket Purchase Order Number A-33789 with Westvaco, for the Three Rivers Filtration Plant



(Bill No. S-83-11-15)  
SPECIAL ORDINANCE NO. S-238-83

AN ORDINANCE approving City Utilities Blanket Purchase Order Number A-33790 with Tennessee Chemical for the Three Rivers Filtration Plant

(Bill No. S-83-11-16)  
SPECIAL ORDINANCE NO. S-239-83

AN ORDINANCE approving City Utilities Blanket Purchase Order Number A-33791 with Herbert-Verkamp-Calvert Chemical Company, for the Three Rivers Filtration Plant

(Bill No. S-83-11-17)  
SPECIAL ORDINANCE NO. S-241-83  
AN ORDINANCE approving City Utilities Blanket Purchase Order Numbers A-33796 A33795 with Ulrich Chemicals for the Water Pollution Control Plant and the Three Rivers Filtration Plant

(Bill No. S-83-11-18)  
SPECIAL ORDINANCE NO. S-241-83

AN ORDINANCE approving City Utilities Blanket Purchase Order Numbers A-33796 and A-33797 with Liquid Carbonic Corp. and Carbon Dioxide Sales Company for the Three Rivers Filtration Plant

(Bill No. S-83-11-19)  
SPECIAL ORDINANCE NO. S-242-83

AN ORDINANCE approving City Utilities Purchase Order Numbers A-33828, A-33829 and A-33830 with Graybar Electric Company, Inc., for the Street Lighting Warehouse

(Bill No. S-83-11-20)  
SPECIAL ORDINANCE NO. S-243-83

AN ORDINANCE approving City Utilities Purchase Order No. A-33780 with Tri-State Plumbing Supply Co., Inc. for the Water Maintenance & Service Department

(Bill No. S-83-11-21)  
SPECIAL ORDINANCE NO. S-244-83

AN ORDINANCE approving City Utilities Blanket Purchase Order Number A-33788 with Ulrich Chemicals, for the Three Rivers Filtration Plant



(Bill No. S-83-11-22)  
SPECIAL ORDINANCE NO. S-245-83

AN ORDINANCE approving City Utilities Blanket Purchase Orders Number A-33786 and A-33787 with Huron Lime and Mississippi Lime, for the Three Rivers Filtration Plant

(Bill No. S-83-11-23)  
SPECIAL ORDINANCE NO. S-246-83

AN ORDINANCE approving City Utilities Blanket Purchase Order Number A-33793 with Haviland Products for the Three Rivers Filtration Plant

(Bill No. S-83-11-24)  
SPECIAL ORDINANCE NO. S-247-83

AN ORDINANCE approving City Utilities Blanket Purchase Order Number A-33792 with Herbert-Verkamp-Calvert Chemical Company for the Three Rivers Filtration Plant

(Bill No. S-83-11-53)  
SPECIAL ORDINANCE NO. S-248-83

AN ORDINANCE approving Purchase Agreement - Baer Field Water Distribution System, in connection with the Board of Public Works

(Bill No. R-83-11-35)  
DECLARATORY RESOLUTION NO. R-114-83

A DECLARATORY RESOLUTION confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-83-11-37)  
SPECIAL ORDINANCE NO. R-115-83

A DECLARATORY RESOLUTION confirming, the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-83-11-39)  
DECLARATORY RESOLUTION NO. R-116-83

A DECLARATORY RESOLUTION confirming, the designation of an "Economic



Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-83-12-16)  
RESOLUTION NO. R-118-83

A RESOLUTION authorizing the transfer of funds between certain accounts within the 1983 budgets of certain City departments

(Bill No. R-83-12-17)  
DECLARATORY RESOLUTION NO. R-119-83

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12/1

(Bill No. R-83-12-19)  
DECLARATORY RESOLUTION NO. R-120-83

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-83-12-21)  
DECLARATORY RESOLUTION NO. R-121-83

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-83-12-23)  
DECLARATORY RESOLUTION NO. R-122-83

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-83-12-25)  
DECLARATORY RESOLUTION NO. R-123-83

A RESOLUTION changing the designation of several properties from Urban Development Areas to Economic Revitalization Areas and setting these designated areas for public hearing

(Bill No. R-83-12-27)  
DECLARATORY RESOLUTION NO. R-124-83

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1



(Bill No. R-83-12-29)  
DECLARATORY RESOLUTION NO. R-125-83

A DECLARATORY RESOLUTION designaing an "Economic Revitalization Area"  
under I.C. 6-1.1-12.1

(Bill No. R-83-12-31)  
DECLARATORY RESOLUTION NO. R-126-83

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area"  
under I.C. 6-1.1-12.1

(Bill No. S-83-11-43)  
SPECIAL ORDINANCE NO. S-249-83

AN ORDINANCE approving Change Order #1 Res. #5967-83 - Greater McMillen/  
Pontiac Place, Phase I, with Tomco Construction Co., Inc., in connection with the  
Board of Public Works

(Bill No. S-83-11-44)  
SPECIAL ORDINANCE NO. S-250-83

AN ORDINANCE approving Change Order #1, Res. #5933-83 - Hanna-Creighton,  
Phase VI, with Reiht-Riley Construction, in connection with the Board of Public  
Works

(Bill No. S-83-11-45)  
SPECIAL ORDINANCE NO. S-251-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its  
Board of Public Works and Dailey Asphalt Company, for Res. #5994-83, Wells St.  
Resurfacing

(Bill No. S-83-11-46)  
SPECIAL ORDINANCE NO. S-252-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its  
Board of Public Works and Dailey Asphalt Products Co., Inc. for Res. #5993-83  
Pontiac Street Resurfacing

(Bill No. S-83-11-47)  
SPECIAL ORDINANCE NO. S-253-83

AN ORDINANCE approving Change Order #1, Lafayette St. Overpass Demolition,



Res. #5974-83, with O'Rourke Construction Company, in connection with the Board of Public Works

(Bill No. S-83-11-48)  
SPECIAL ORDINANCE NO. S-254-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Public Works and Bercot, Inc., for Contract 392-83, Cook Rd. Industrial Park - ITT Aerospace Sanitary and Storm Sewer

(Bill No. S-83-11-49)  
SPECIAL ORDINANCE NO. S-255-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Public Works and T-G Excavating, Inc., for Sanitary Sewer Res. #393-83, St. Joe Ceter Rd. - St. Joe Rd

(Bill No. S-83-11-50)  
SPECIAL ORDINANCE NO. S-256-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Public Works and Land Excavating, Inc., for Contract 83-XP-3 - Cook Rd. Industrial Park and Research Center

(Bill No. S-83-11-51)  
SPECIAL ORDINANCE NO. S-257-83

AN ORDINANCE approving Change Order #1 (FINAL) Contract 83-01, Repairing and Repainting Maplecrest-St. Joe Center Water Tower, with Neumann Company Contractors, Inc., in connection with the Board of Public Works

(Bill No. S-83-11-52 )  
SPECIAL ORDINANCE NO. S-258-83

AN ORDINANCE approving Sanitary Sewer Extension Agreement for Roots Camp & Ski, 6844 N. Clinton, between the City of Fort Wayne, Indiana and Jack H. Root, in connection with the Board of Public Works

(Bill No. S-83-11-54)  
SPECIAL ORDINANCE NO. S-259-83

AN ORDINANCE approving Change Order #3 for Resolution #357-82 - Berry and Begue 60" Sewer Repair, with T-G Excavating, Inc., in connection with the Board of Public Works



(Bill No. S-83-11-55)  
SPECIAL ORDINANCE NO. S-260-83

AN ORDINANCE approving Change Order No 30 (Final) - W.P.C. Sewage Works Grant C-180538-01, with Hagerman-Shambaugh, Joint Bidders, in connection with the Board of Public Works

(Bill No. S-83-11-56)  
SPECIAL ORDINANCE NO. S-261-83

AN ORDINANCE approving Agreement between H.J. Development Co., Inc., Fort Wayne, Indiana and the City of Fort Wayne for Lake River Estates West, Section II Sanitary Sewer Extension, in connection with the Board of Public Works

Respectfully yours,

A handwritten signature in blue ink, appearing to read "Win Moses, Jr.", with a stylized flourish at the end.

Win Moses, Jr.  
Mayor



# The City of Fort Wayne

## Office of the Mayor

December 21, 1983

To the Common Council  
Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Today, December 21, 1983, I have approved the following ordinances and resolutions passed by the Common Council at its special meeting of December 20, 1983

(Bill No. S-83-12-04)  
SPECIAL ORDINANCE NO. S-262-83

ORDINANCE AUTHORIZING THE CITY OF FORT WAYNE TO REQUEST RELEASE UNDER TRUST INDENTURE DATED AS OF OCTOBER 1, 1977 SECURING ITS 5.80% INDUSTRIAL REVENUE BONDS (SCOTT PAPER COMPANY PROJECT), SERIES A OF 1977 AND TO MAKE PROVISION FOR REDEMPTION THEREOF AND APPROVING OTHER ACTIONS IN RESPECT THERETO

(Bill No. S-83-12-05)  
SPECIAL ORDINANCE NO. S-263-83

ORDINANCE AUTHORIZING THE CITY OF FORT WAYNE TO ISSUE ITS CITY OF FORT WAYNE, INDIANA FLOATING RATE MONTHLY DEMAND REVENUE BONDS (THE FORT WAYNE CIVIC CENTER PROJECT) 1983 SERIES AND APPROVING OTHER ACTIONS IN RESPECT THERETO

(Bill No. S-83-12-06)  
SPECIAL ORDINANCE NO. S-264-83

AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$764,000 AGGREGATE PRINCIPAL AMOUNT OF ECONOMIC DEVELOPMENT FIRST MORTGAGE REVENUE BONDS (ZACHER TRUST PROJECT) OF THE CITY OF FORT WAYNE, INDIANA, THE PROCEEDS OF WHICH SHALL BE LOANED TO ANTHONY WAYNE BANK, TRUSTEE OF THE ZACHER KEOGH TRUST NO. T-0893, TO ASSIST IN THE FINANCING OF AN ECONOMIC DEVELOPMENT FACILITY; PROVIDING FOR THE PLEDGE OF REVENUES FOR THE PAYMENT OF SUCH BONDS; AUTHORIZING A LOAN AGREEMENT, TRUST INDENTURE



BOND PURCHASE AGREEMENT AND ASSIGNMENTS APPROPRIATE FOR THE PROTECTION AND DISPOSITION OF SUCH REVENUES AND TO FURTHER SECURE SUCH BONDS: AND AUTHORIZING OTHER ACTIONS IN CONNECTION WITH THE ISSUANCE OF SUCH BONDS

(Bill No. S-83-12-42)  
SPECIAL ORDINANCE NO. S-265-83

AN ORDINANCE AUTHORIZING THE CITY OF FORT WAYNE, INDIANA, TO GUARANTEE NOT MORE THAN \$3,000,000.00 OF THE OBLIGATIONS OF FORT WAYNE CENTER ASSOCIATES, A LIMITED PARTNERHSHIP, IN ORDER TO FACILITATE THE FINANCING OF A DOWNTOWN CIVIC CENTER HOTEL AND APPROVING OTHER ACTIONS IN RESPECT THERETO

(Bill No. S-83-12-43)  
SPECIAL ORDINANCE NO. S-266-83

ORDINANCE AUTHORIZING THE CITY OF FORT WAYNE TO ISSUE ITS CITY OF FORT WAYNE, INDIANA FLOATING RATE MONTHLY DEMAND INDUSTRIAL DEVELOPMENT REVENUE BONDS (FORT WAYNE CENTER ASSOCIATES LTD. PROJECT) 1983 SERIES AND APPROVING OTHER ACTIONS IN RESPECT THERETO

(Bill No. R-83-12-08)  
RESOLUTION NO. R-127-83

AN AMENDED RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$2,500,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, FORT WAYNE ORTHOPAEDICS P.C. OR ITS ASSIGNS TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

Respectfully yours,



Win Moses, Jr.  
Mayor



# The City of Fort Wayne

## Office of the Mayor

December 28, 1983

To the Common Council  
Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Today, December 28, 1983, I have approved the following ordinances and resolutions passed by the Common Council at its regular meeting of December 27, 1983

(Bill No. A-83-12-13)  
APPROPRIATION ORDINANCE NO. A-18-83

AN ORDINANCE expending funds from the Ark Cumulative Building Fund to be used as a match with the Fort Wayne Zoo Society

(Bill No. S-83-12-09)  
SPECIAL ORDINANCE NO. S-267-83

AN ORDINANCE approving an Agreement by and between the City of Fort Wayne, Indiana, and the Federal Aviation Administration, in connection with the Board of Public Works, for Sanitary Sewer to serve the Baer Field Airport Traffic Control Tower

(Bill No. S-83-12-10)  
SPECIAL ORDINANCE NO. S-268-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Public Works and Lawn & Turf Landscaping, Inc., for Res. #5995-83, Wells Street Commercial Revitalization Project

(Bill No. S-83-12-11)  
SPECIAL ORDINANCE NO. S-269-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Public Works and Land Excavating, Inc., for Contract No. 83-XP-4, Baer Field Feeder Main (Airport Dr. and Ferguson Rd.)



(Bill No. S-83-12-12)  
SPECIAL ORDINANCE NO. S-270-83

AN ORDINANCE ratifying Bid Reference No. 1107 by the City of Fort Wayne by and through its Parks and Recreation Department with Brooks Construction Company, Inc., for Golf Cart Paths at the Foster Park Golf Course

(Bill No. S-83-12-14)  
SPECIAL ORDINANCE NO. S-271-83

AN ORDINANCE rarifying Bid Reference No. 1104 by the City of Fort Wayne by and through its Parks and Recreation Department with Land Excavating for a sewer line at the Swinney Tennis Center Building at Swinney Park

(Bill NO. S-83-12-15)  
SPECIAL ORDINANCE NO. S-272-83

AN ORDINANCE approving City Utilities Blanket Purchase Order #A-33987 with International Paper Company for the Street Lighting Department

(Bill No. S-83-12-44)  
SPECIAL ORDINANCE NO. S-273-83

AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$550,000 PRINCIPAL AMOUNT OF ECONOMIC DEVELOPMENT REVENUE BONDS (NORTHEAST REDI-MED BUILDING, PARTNERSHIP PROJECT) SERIES 1983, OF THE CITY OF FORT WAYNE, INDIANA, THE PROCEEDS OF WHICH SHALL BE LOANED TO VARIOUS BORROWERS TO FINANCE THE ACQUISITION, CONSTRUCTION AND INSTALLATION OF COMMERCIAL FACILITIES LOCATED WITHIN THE COUNTY OF ALLEN, INDIANA: PROVIDING FOR THE PLEDGE OF REVENUES FOR THE PAYMENT OF SUCH BONDS, AUTHORIZING A LOAN AGREEMENT, ASSIGNMENT, AND AN INDENTURE APPROPRIATE FOR THE PROTECTION AND DISPOSITION OF SUCH REVENUES AND TO FURTHER SECURE SUCH BONDS; AND AUTHORIZING OTHER ACTIONS IN CONNECTION WITH THE ISSUANCE OF SUCH BONDS

(Bill No. R-83-12-52)  
RESOLUTION NO. R-136-83

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$5,000,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA FOR THE PURPOSE OF INDUCING THE APPLICANT, TIPPMAN & ASSOCIATES, AN INDIANA PARTNERSHIP TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. R-83-12-18)  
DECLARATORY RESOLUTION NO. R-128-83

A DECLARATORY RESOLUTION confirming the designations of an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-83-12-20)  
DECLARATORY RESOLUTION NO. R-129-83

A DECLARATORY RESOLUTION confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-83-12-22)  
DECLARATORY RESOLUTION NO. R-130-83

A DECLARATORY RESOLUTION confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-83-12-24)  
DECLARATORY RESOLUTION NO. R-131-83

A DECLARATORY RESOLUTION confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-83-12-26)  
DECLARATORY RESOLUTION NO. R-132-83

A DECLARATORY RESOLUTION confirming the designations of "Economic Revitalization Area"" under I.C. 6-1.1-12.1

(Bill No. R-83-12-28)  
DECLARATORY RESOLUTION NO. R-133-83

A DECLARATORY RESOLUTION confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-83-12-30)  
DECLARATORY RESOLUTION NO. R-134-83

A DECLARATORY RESOLUTION confirming the designation of an "Economic Revitalization Area" under I. C. 6-1.1-12.1

(Bill No. R-83-12-32)  
DECLARATORY RESOLUTION NO. R-135-83



A DECLARATORY RESOLUTION confirming the designations of an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. G-82-11-12)  
GENERAL ORDINANCE NO. G-30-83

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating an alley thereof

(Bill No. G-83-11-32)  
GENERAL ORDINANCE NO. G-31-83

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating an alley thereof

(Bill No. G-83-11-33)  
GENERAL ORDINANCE NO. G-32-83

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating an alley thereof

(Bill No. G-83-11-34)  
GENERAL ORDINANCE NO. G-33-83

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating a portion of a street thereof

(Bill No. S-83-12-34)  
SPECIAL ORDINANCE NO. S-274-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Public Works and Gaines Construction Company, for Res. #5990-83, Installation of Concrete Median Barrier in 2100 Block of North Clinton

(Bill No. S-83-12-35)  
SPECIAL ORDINANCE NO. S-275-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Public Works and Lawn & Turf Landscaping, Inc., for Res. #5992-83, Tree Planting as part of Lafayette Corridor Improvement Project

(Bill No. S-83-12-36)  
SPECIAL ORDINANCE NO. S-276-83

AN ORDINANCE approving Change Order No. 8 - Water Pollution Control Plant - AWT C180774-03, with Hagerman-Shambaugh, joint bidders, in connection with the Board of Public Works

(Bill No. S-83-12-37)  
SPECIAL ORDINANCE NO. S-277-83

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Public Works and Bonar & Associates, Inc., for Cook Road Water Tank and Pumping Station

(Bill No. S-83-12-38)  
SPECIAL ORDINANCE NO. S-278-83

AN ORDINANCE approving a Sewer Agreement between Shar, Inc. - Freeman Street Sanitary Sewer Agreement, and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

(Bill No. S-83-12-39)  
SPECIAL ORDINANCE NO. S-279-83

AN ORDINANCE appring Hazelhurst Sanitary Sewer Extension Agreement between Vernon E. Werking and the City of Fort Wayne, Indiana, in connection with the Board of Public Works

Respectfully yours,

A handwritten signature in blue ink, appearing to read "Win Moses, Jr.", is written over a circular official stamp.

Win Moses, Jr.  
Mayor





# The City of Fort Wayne

## Office of the Mayor

January 14, 1984

To the Common Council  
Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Today, January 14, 1984, I have approved the following ordinances and resolutions passed by the Common Council at its regular meeting of January 10, 1984

(Bill No. S-83-12-46)  
SPECIAL ORDINANCE NO. S-01-84

AN ORDINANCE ratifying Bid Reference No. 1111 by the City of Fort Wayne by and through its Parks and Recreation Department with Glenbrook Dodge for a passenger vehicle for the Director of Parks and Recreation Department

(Bill No. S-83-12-47)  
SPECIAL ORDINANCE NO. S-02-84

AN ORDINANCE approving various Civil City Purchase Orders for the contracting of equipment for the Street Department, in connection with the Board of Public Works

(Bill No. S-83-12-48)  
SPECIAL ORDINANCE NO. S-03-84

AN ORDINANCE ratifying Bid Reference No. 1112 by the City of Fort Wayne by and through its Parks and Recreation Department with Allen County Motors for Pick-up Trucks, for the Parks and Recreation Department

(Bill No. S-83-12-49)  
SPECIAL ORDINANCE NO. S-04-84

AN ORDINANCE approving a Contract by the City of Fort Wayne by and through its Board of Public Works and Huguenard/Schenkel, Inc., for Central Business District

(Bill No. R-84-01-01)  
DECLARATORY RESOLUTION NO. R-02-84

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-84-01-03)  
DECLARATORY RESOLUTION NO. R-03-84

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-84-01-05)  
DECLARATORY RESOLUTION NO. R-04-84

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-84-01-07)  
DECLARATORY RESOLUTION NO. R-05-84

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-83-12-51)  
RESOLUTION NO. R-06-84

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$500,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, ALL SEASON INDUSTRIES, INC., TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. G-83-12-53)  
GENERAL ORDINANCE NO. G-01-84

AN ORDINANCE restricting the carrying use, consumption, sale or transfer of alcoholic beverages in the City parks, except in the Botanical Conservatory with prior written approval, providing for penalties, and repealing all ordinances in conflict and providing for an effective date

(Bill No. S-83-12-54)  
SPECIAL ORDINANCE NO. S-05-84



AN ORDINANCE approving Change Order No. 1 - Res. #5998-83 - Pontiac Street Resurfacing, with Dailey Asphalt Products, in connection with the Board of Public Works

(Bill No. S-83-12-55)  
SPECIAL ORDINANCE NO. S-06-84

AN ORDINANCE approving Change Order No. 1 for Resolution #5994-83, Wells street Resurfacing, with Dailey Asphalt Products, in connection with the Board of Public Works

(Bill No. S-83-12-56)  
SPECIAL ORDINANCE NO. S-07-84

AN ORDINANCE approving Contract No. 890-83 by the City of Fort Wayne by and through its Board of Public Works and T-G Excavating, Inc., for Wallywood Storm Sewer Improvement

Respectfully yours,

A handwritten signature in blue ink, appearing to read "Win Moses, Jr.", with a stylized flourish at the end.

Win Moses, Jr.  
Mayor



# The City of Fort Wayne

## Office of the Mayor

January 30, 1984

To the Common Council  
Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Today, January 30, 1984, I have approved the following ordinances and resolutions passed by the Common Council at its regular meeting of January 24, 1984

(Bill No. R-84-01-02)

DECLARATORY RESOLUTION NO. R-07-84

A DECLARATORY RESOLUTION confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-84-01-04)

DECLARATORY RESOLUTION NO. R-08-84

A DECLARATORY RESOLUTION confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-84-01-06)

DECLARATORY RESOLUTION NO. R-09-84

A DECLARATORY RESOLUTION confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-84-01-08)

DECLARATORY RESOLUTION NO. R-10-84

A DECLARATORY RESOLUTION confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1



(Bill No. R-84-01-14)  
RESOLUTION NO. R-11-84

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$650,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, FORT WAYNE AIR SERVICE, INC. TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. R-84-01-15)  
RESOLUTION NO. R-12-84

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$250,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, JOHN C. COMMORATO TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. Z-83-11-30)  
ZONING MAP ORDINANCE NO. Z-01-84

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. M-10

(Bill No. X-83-12-40)  
ANNEXATION ORDINANCE NO. X-01-84

ANNEXATION ORDINANCE annexing certain territory commonly known as the Hobson Road Annexation Area to the City of Fort Wayne, Indiana and including same in Councilmanic District No. 2

(Bill No. R-83-12-41)  
RESOLUTION NO. R-13-84

A RESOLUTION of the Common Council of the City of Fort Wayne, Indiana setting forth the policy of the City of Fort Wayne, Indiana in regards to the annexation of the Hobson Road Annexation Area

(Bill No. X-84-01-12)  
ANNEXATION ORDINANCE NO. X-02-84

ANNEXATION ORDINANCE annexing certain territory commonly known as the Cook

Road Industrial Annexation Area to the City of Fort Wayne, Indiana and including same in Councilmanic District No. 3

(Bill No. R-84-01-13)  
RESOLUTION NO. R-14-84

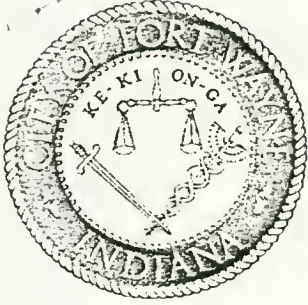
A RESOLUTION of the Common Council of the City of Fort Wayne, Indiana setting forth the policy of the City of Fort Wayne, Indiana, to the annexation of the Cook Road Industrial Annexation Area

Respectfully yours,

A handwritten signature in blue ink, appearing to read "Win Moses, Jr.", with a stylized flourish at the end.

Win Moses, Jr.  
Mayor





# The City of Fort Wayne

## Office of the Mayor

February 23, 1984

City Clerk Sandra Kennedy  
City Clerk's Office  
One Main Street  
Fort Wayne, IN 46802

Dear Mrs. Kennedy:

Pursuant to Section 2-16 of the municipal code of the City of Fort Wayne, I hereby respectfully call for a special meeting of the Common Council to be held Thursday, February 23, 1984 at 7 p.m. o'clock. Said meeting to be held in Council Chambers.

The purpose of the meeting is to consider a certain memorandum of understanding dealing with the Parks Department and to further consider a resolution dealing with same.

Would you kindly notify all Councilmembers of the time, place and purpose of the meeting as herein called and would you also post legal notices with respect to this meeting and notify the media of same.

Respectfully submitted,

Win Moses, Jr.  
Mayor

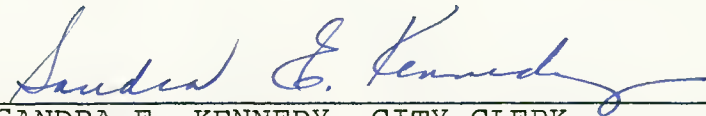
WM/ra

THE COUNCIL THEN ADJOURNED.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Special Session, held on Thursday the 23rd day of Feburary, 1984, that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances, and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 23rd day of February, 1984,

  
SANDRA E. KENNEDY, CITY CLERK



## MEMORANDUM OF UNDERSTANDING

The undersigned parties believe that Fort Wayne has one of the finest park systems in the country and that such excellence has been founded upon the tradition of public and private support which the parks have enjoyed and the political independence which has characterized the management of the Park Department since its inception. We are aware of the close relationship which the citizens of Fort Wayne have enjoyed with their parks and we are committed to promoting the further success of the park system and the preservations of the principals which have brought it such success.

In the furtherance of these objectives, the following guidelines have been established and each of the undersigned is pledged to promoting in every manner possible the implementation of such guidelines with respect to the operation of the Fort Wayne Park Department.

### PERSONNEL

All hiring of permanent staff personnel shall be done by the Park Department, subject to the limitation that such persons shall be properly qualified and such hiring shall not violate any state, federal or local employment laws, including any applicable equal employment or affirmative action requirements or applicable collective bargaining agreements. This paragraph shall not be construed to provide for the creation of a separate personnel department exclusive to the Park Department.

Subject to the foregoing limitation, employment of temporary personnel shall be by the Park Department, except that it shall permit the city personnel office to submit applicants if the city will submit alternative candidates so that the Park Department can select employees from among several applicants.

The Park Department shall be afforded the opportunity to select temporary employees from its own sources if it chooses to do so and if said persons are properly qualified for the job.

No personnel of the Department shall be required to make any political contributions or engage in any political activities. Nothing herein shall be deemed to prohibit any employee from making such voluntary contributions to any party or candidate for political office as he or she shall deem appropriate.

All employees will be judged on their merits and there will be no removals of any staff personnel without cause.

### BUDGET

The Park Department shall prepare its own budget and submit it to City Council for approval or alteration. However, prior to submission to City Council the Park Department shall submit its budget to the City for review or comment, but the final determination as to this budget shall remain with the Department.

Memorandum of Understanding  
Page 2.

The Park Department shall be responsible for the presentation of the budget before the City Council.

The Park Department will be responsible for the expenditure of its approved budget. However, the Department shall utilize the City's central purchasing. In the event the Department determines central purchasing is not securing the lowest possible price from the best and most responsive vendors, the Department shall be free to undertake such purchasing through its own staff.

The Mayor represents that he has no present intention to recommend at any time a reduction in the budget of the Park Department from its present level. Such representation is made with due regard to present circumstances and shall not be deemed to preclude any reassessment of the matter in the event of dramatic change in the economic circumstances impacting the community. Final determination with regard to the Park Board budget shall remain with the Common Council.

All contract negotiations or contract administration affecting the Park Department will be conducted with the participation of the Department staff representatives and all action taken on behalf of or affecting the Department must have the approval of the Department.

#### PLANNING

All Park Department planning will be accomplished by the Department with input from the administration. Where planning necessarily requires integration with other departments or activities of the City, all appropriate bodies will be involved.

#### PARK BOARD REPRESENTATIVES

The Park Board shall permit a designated representative of the consortium of park supporters to attend all future Board meetings. Such person shall have the right to participate in Board meetings, but shall not vote.

The administration shall consult with the consortium of park supporters respecting all future appointees to the Park Board and will consider favorably an appointment of a Park Commissioner acceptable to the consortium within two years.

#### FUTURE ACTION

The parties agree that they shall meet periodically to review and assess these efforts to determine if they are effective and to determine



Memorandum of Understanding  
Page 3

whether there are any modifications or alterations necessary to carry out the objectives of these guidelines. Such review shall be made at six-month intervals over the next year and a half and at such additional times as the parties may determine to be appropriate.

If these efforts fail, all parties are free to pursue whatever appropriate options are available to them.

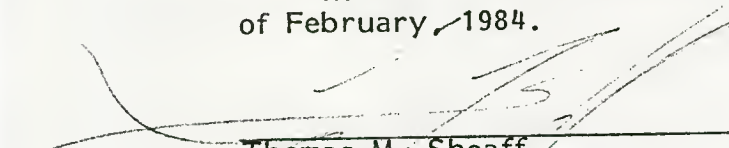
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This Memorandum of Understanding shall be subject to all applicable local, state and federal law and any provision hereof in conflict therewith shall, to such extent, be deemed to be deleted from this memorandum.

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For purposes of this Memorandum, the terms "Park Department" or "Department" shall be deemed to include all aspects of the Park Department and the Board of Park Commissioners, and are not intended to assign any responsibilities or duties within the Department. All responsibility for the implementation or administration of the duties and acts described in this Memorandum shall fall to the division or section of the Department and the Board as the law may otherwise provide.

In witness whereof this document has been signed this 23rd day of February, 1984.




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Thomas M. Shoaff  
Fort Wayne Park Foundation



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Win Moses, Jr.  
Mayor of Fort Wayne



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Michael Marchese, Jr.  
Vice President,  
Lincoln National Corporation



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Ivan Lebamoff, President  
Board of Park Commissioners

RESOLVED that the Common Council of the City of Fort Wayne has approved the MEMORANDUM OF UNDERSTANDING as presented with the following Amendments:

AMENDMENT I

All hiring of permanent staff personnel shall be done by the Park Department, subject to the limitation that such persons shall be properly qualified and such hiring shall not violate any state, federal or local employment laws, including any applicable existing city equal employment or affirmative action requirements currently in effect or which may be in effect in the future or applicable collective bargaining agreements. This paragraph shall not be construed to provide for the creation of a separate personnel department exclusive to the Park Department.

AMENDMENT II

This approval of the Memorandum of Understanding is contingent upon withdrawal of state legislation affecting the Fort Wayne Park Department.

DATED this 23rd day of February, 1984  
in Special Meeting of Common Council.

## MEMORANDUM OF UNDERSTANDING

The undersigned parties believe that Fort Wayne has one of the finest park systems in the country and that such excellence has been founded upon the tradition of public and private support which the parks have enjoyed and the political independence which has characterized the management of the Park Department since its inception. We are aware of the close relationship which the citizens of Fort Wayne have enjoyed with their parks and we are committed to promoting the further success of the park system and the preservations of the principals which have brought it such success.

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### BUDGET

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Memorandum of Understanding  
Page 2

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The Mayor represents that he has no present intention to recommend at any time a reduction in the budget of the Park Department from its present level. Such representation is made with due regard to present circumstances and shall not be deemed to preclude any reassessment of the matter in the event of dramatic change in the economic circumstances impacting the community. Final determination with regard to the Park Board budget shall remain with the Common Council.

All contract negotiations or contract administration affecting the Park Department will be conducted with the participation of the Department staff representatives and all action taken on behalf of or affecting the Department must have the approval of the Department.

#### PLANNING

All Park Department planning will be accomplished by the Department with input from the administration. Where planning necessarily requires integration with other departments or activities of the City, all appropriate bodies will be involved.

#### PARK BOARD REPRESENTATIVES

The Park Board shall permit a designated representative of the consortium of park supporters to attend all future Board meetings. Such person shall have the right to participate in Board meetings, but shall not vote.

The administration shall consult with the consortium of park supporters respecting all future appointees to the Park Board and will consider favorably an appointment of a Park Commissioner acceptable to the consortium within two years.

#### FUTURE ACTION

The parties agree that they shall meet periodically to review and assess these efforts to determine if they are effective and to determine

Memorandum of Understanding  
Page 3

whether there are any modifications or alterations necessary to carry out the objectives of these guidelines. Such review shall be made at six-month intervals over the next year and a half and at such additional times as the parties may determine to be appropriate.

If these efforts fail, all parties are free to pursue whatever appropriate options are available to them.

---

This Memorandum of Understanding shall be subject to all applicable local, state and federal law and any provision hereof in conflict therewith shall, to such extent, be deemed to be deleted from this memorandum.

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In witness whereof this document has been signed this 23rd day of February, 1984.



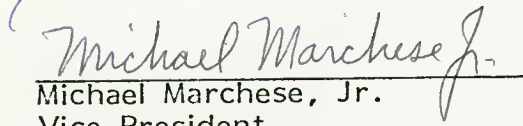
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Thomas M. Shoaff  
Fort Wayne Park Foundation



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Win Moses, Jr.  
Mayor of Fort Wayne



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Michael Marchese, Jr.  
Vice President,  
Lincoln National Corporation

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Ivan Lebamoff, President  
Board of Park Commissioners

*Memorandum of Understanding*  
*[Amended as amended]*

Read the first time in full and on motion by \_\_\_\_\_,  
seconded by \_\_\_\_\_, and duly adopted, read the second time  
by title and referred to the Committee \_\_\_\_\_ (and the City  
Plan Commission for recommendation) and Public Hearing to be held after  
due legal notice, at the Council Chambers, City-County Building, Fort Wayne,  
Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_,  
19\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.

DATE: \_\_\_\_\_

SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by \_\_\_\_\_,  
seconded by \_\_\_\_\_, and duly adopted, placed on its  
passage. PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>7</u>	<u>1</u>	_____	<u>1</u>	_____
<u>BRADBURY</u>	<u>✓</u>	_____	_____	_____	_____
<u>BURNS</u>	<u>✓</u>	_____	_____	_____	_____
<u>EISBART</u>	<u>✓</u>	_____	_____	_____	_____
<u>GiaQUINTA</u>	<u>✓</u>	_____	_____	_____	_____
<u>HENRY</u>	<u>✓</u>	_____	_____	_____	_____
<u>REDD</u>	<u>✓</u>	_____	_____	_____	_____
<u>SCHMIDT</u>	_____	_____	_____	<u>✓</u>	_____
<u>STIER</u>	_____	<u>✓</u>	_____	_____	_____
<u>TALARICO</u>	<u>✓</u>	_____	_____	_____	_____

DATE: Jul 23, 1984

*Sandra E. Kennedy*  
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort  
Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)  
(SPECIAL) (ZONING MAP) ORDINANCE (RESOLUTION) NO. \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_,

ATTEST:

(SEAL)

SANDRA E. KENNEDY, CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana,  
on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_,  
at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this \_\_\_\_\_ day of \_\_\_\_\_,  
19\_\_\_\_\_, at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

WIN MOSES, JR., MAYOR



- ① Resolution
- ② EEO. 7%
- ③ ~~Allen Co Delegation~~ [ ]
- ④ Budget -

*Memorandum* of approval is  
⑤ Resolution contingent upon  
with drawl of state  
legislation at Reim. Pt.  
Wayne Park Dept

⑥ And in consonance with  
to existing EEO / Affirmative  
Actions ~~are~~ currently  
in effect or any action in the  
future -



## MEMORANDUM OF UNDERSTANDING

The undersigned parties believe that Fort Wayne has one of the finest park systems in the country and that such excellence has been founded upon the tradition of public and private support which the parks have enjoyed and the political independence which has characterized the management of the Park Department since its inception. We are aware of the close relationship which the citizens of Fort Wayne have enjoyed with their parks and we are committed to promoting the further success of the park system and the preservations of the principals which have brought it such success.

In the furtherance of these objectives, the following guidelines have been established and each of the undersigned is pledged to promoting in every manner possible the implementation of such guidelines with respect to the operation of the Fort Wayne Park Department.

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### BUDGET

The Park Department shall prepare its own budget and submit it to City Council for approval or alteration. However, prior to submission to City Council the Park Department shall submit its budget to the City for review or comment, but the final determination as to this budget shall remain with the Department.

2 - amendments noted and carried



Memorandum of Understanding  
Page 2

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#### PLANNING

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#### PARK BOARD REPRESENTATIVES

The Park Board shall permit a designated representative of the consortium of park supporters to attend all future Board meetings. Such person shall have the right to participate in Board meetings, but shall not vote.

The administration shall consult with the consortium of park supporters respecting all future appointees to the Park Board and will consider favorably an appointment of a Park Commissioner acceptable to the consortium within two years.

#### FUTURE ACTION

The parties agree that they shall meet periodically to review and assess these efforts to determine if they are effective and to determine



Memorandum of Understanding  
Page 3

whether there are any modifications or alterations necessary to carry out the objectives of these guidelines. Such review shall be made at six-month intervals over the next year and a half and at such additional times as the parties may determine to be appropriate.

If these efforts fail, all parties are free to pursue whatever appropriate options are available to them.

---

This Memorandum of Understanding shall be subject to all applicable local, state and federal law and any provision hereof in conflict therewith shall, to such extent, be deemed to be deleted from this memorandum.

---

For purposes of this Memorandum, the terms "Park Department" or "Department" shall be deemed to include all aspects of the Park Department and the Board of Park Commissioners, and are not intended to assign any responsibilities or duties within the Department. All responsibility for the implementation or administration of the duties and acts described in this Memorandum shall fall to the division or section of the Department and the Board as the law may otherwise provide.

In witness whereof this document has been signed this 23rd day of February, 1984.

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Thomas M. Shoaff  
Fort Wayne Park Foundation

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Win Moses, Jr.  
Mayor of Fort Wayne

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Michael Marchese, Jr.  
Vice President,  
Lincoln National Corporation

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Ivan Lebamoff, President  
Board of Park Commissioners